IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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FRIDAY, THE THIRTYIETH DAY OF SEPTEMBER

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE K.C.BHANU

* * *

WP.No.20323 OF 2005

Between:

Thummala Chowdary Babu … Petitioner

Versus

The Government of Andhra Pradesh

Represented by Special Chief Secretary,

Revenue (Excise-II) Secretariat,

Hyderabad & Ors. … Respondents

Counsel for the Petitioner: Mr.KLN. SWAMY

Counsel for the Respondents: GP for PORHIBITION & EXCISE

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O R D E R :

This writ petition is filed seeking mandamus to declare the action of the respondents 2 and 3 in not issuing license for establishment of A4 Wine Shop at premises No.18/4A, Machilipatnam, Krishna district as illegal, arbitrary, violative of Article 14 & 19 (i) (g) of the Constitution of India, Memo No.36064/EX.II (2)/2005 dated 12-8-2005, against the AP Excise Act and AP Exdise (Lease of Right of Selling by Shop and Conditions of Licence) Rules 2005 and consequently direct the respondents 2

and 3 to issue A4 licence to the petitioner and permit him to carry on A4 retail shop at the premises no.18/4A, Machilipatnam, Krishna district.

Heard the learned counsel for the petitioner and the learned Government Pleader for Excise.

Appropriate decision has to be taken by the respondent authorities in accordance with law on the representation dated 02-9-2005 of the petitioner seeking to issue licence for the sale of toddy at Rajarampally village, Velgatur Mandal, Karimnagar district.

Without entering into the merits of the case, I deem it appropriate to direct the respondent authorities to take appropriate decision on merits and in accordance with law pursuant to the Notification No.29/2005, dated 26-5-2005 and Memo.No.36064/EX.II(2)/2005, dated 12-8-2005 issued by the first respondent, within a period of two weeks, from the date of receipt of a copy of this order.

With the above direction, the writ petition is accordingly disposed of at the admission stage. No costs.

SEPTEMBER 30th, 2005. ----------

I s L. ***K.C. BHANU ,*** **J**.